

Criminal Application No. 1680

Office Notes, Office Memoranda of Coram,
appearances, Court orders or directions
and Registrar's orders

Court's or Judge's orders

Dated: 22nd June, 2007.

This is an application under
Section 438 of the Criminal procedure
Code.

Applicant is a regtired teacher from Z. P. school and is also President of Datta Mandir Sansthan Digras. One Rajdhar Guru was holding the post of Secretary of trust and used to reside in

the temple itself. It is alleged that he developed illicit relations with one Anita Hambarde. It is also alleged that Rajdhar had given assurance to Anita that he would marry her and under that pretext he used to have frequently sexual intercourse with her. As a result she became pregnant. It is alleged that subsequently the applicant took her to Murtizapur and terminated the pregnancy. Therefore, she lodged a report. It is alleged that the present applicant has active role in the case. Therefore, the applicant apprehends arrest. The learned counsel for the State fairly conceded that there is no involvement of the present applicant so far as offence under Section 376 is concerned. Police has registered

offences under Section 376, 417, 313, 504 and 506 Indian Penal Code. The applicant is certainly not concerned so far as rape is concerned and even cheating is concerned. This is not the allegation of prosecution that he and Rajdhar had illicit relations with Anita. In the circumstances I find that this is a fit case where anticipatory bail should be granted. Hence the order:

In the event of arrest in Crime No. 32/07 the applicant be released on his entering into personal bond in the sum of Rs.10,000/- with one surety in the like amount.

JUDGE

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